

# WE CANNOT AGREE UPON A VERDICT," SAYS FOREMAN ALDRICH

**Impressive Moment at Nan Patterson's Trial Just Before Discharge of Jurors Who Could Not Unite on Verdict.**

(Continued from First Page.)

That girl has not been proved guilty; there is the basis of a reasonable doubt. She shall have it. There is nothing but a fair trial in hand's argument. We might as well tell the Recorder we are waiting the time of the court and the County. I want to sleep comfortably the rest of my life. I never could if I sent that girl to the chair or to imprisonment on such a wretched case as the State makes out."

## Won't Be Tried Again.

That Nan Patterson will not be tried again was established to-day when the statement was made on competent authority that eight members of the jury that cleared last night voted for the acquittal of the prisoner. The other four wanted to convict her of manslaughter. The jury that disagreed as to the guilt of Nan Patterson last December stood six to six, and the result of the trial just closed shows that to convict her would be well-nigh impossible.

After a long sleep induced by narcotics Nan Patterson awoke shortly before noon. She is a nervous wreck. To the Evening World reporter she said: "I feel as though I had been beaten with a club all over. I am sore and distressed in body and mind."

Dr. F. A. McGuire, the prison physician, says that the girl will not be in condition to stand a second trial for three days. The strain of the last trial almost killed her. For an hour after the jury was discharged early this morning she was unconscious.

## No Immediate Freedom.

Should the District-Attorney consent to admit Nan Patterson to bail she will have to remain in the Tombs for several days. Abraham Levy will consult with Mr. Jerome and Mr. Rand as soon as possible regarding bail and when a settlement is agreed upon application will be made to Recorder Goff to authorize the signing of a bond.

Mr. Levy thinks that the bail should be nominal, but Assistant District-Attorney Rand is disposed to hold out for at least \$10,000. Undoubtedly the bail question can be settled without much difficulty.

Now that Nan Patterson is probably free from danger of further legal trial the matter of the killing of Caesar Young, the case of the J. Morgan Smiths, indicted for conspiracy, engages the attention of the District-Attorney. It is understood that Mr. Jerome will insist upon trying Smith and his wife on the charge of conspiring to extort money from Young through Nan Patterson.

## Will Try the Smiths.

Judge William W. Foster has about to order the indictment against the Smiths. The indictment against the Smiths was asked for the day when Mr. Jerome asked for delay. The District-Attorney feels that, inasmuch as he assured the Governor, when asking for extradition papers, that the Smiths had committed a crime he would avoid himself of unpopularity if he should place them on trial.

Another alleged eye-witness of the shooting of Caesar Young appeared at the Tombs to-day. He is Henry Billings, twelve years old, of Williamsburg. Henry says that one morning last June he saw a man in a hansom cab shoot himself in West Broadway. His story does not hold together and no attention is paid to it.

After complete collapse on the part of the prisoner marked the close of the trial. When she realized that the jury had disagreed again she fell in a faint in the court-room. Daniel O'Reilly, her counsel, and court officers carried her across the Bridge of Signs to the Tombs, where she was unconscious nearly an hour.

When she recovered her senses she gave way to an outburst of grief and disappointment alarming in its intensity. Dr. McGuire, the prison physician, succeeded finally in quieting her and just before daylight she fell into a profound sleep that lasted until almost noon.

The lay as one dead on her prison cot, never shifting her position through the hours. Deputy Warden Hanley passing the cell at 8 o'clock looked in. Nan was sleeping with her head on her left arm. Sprawled on the floor at the side of the cot, where she had fallen from utter exhaustion, slept Mrs. J. Morgan Smith, her sister.

Although the aged father of the prisoner did not retire until after 4 o'clock in the morning, he was back at the Tombs at 10 o'clock anxious for news of Nan. He was relieved to find that she was asleep and resting well. For a time in the court-room last night he feared that she would die.

"The shock was terrific when my little girl found that the jury had not acquitted her," said Mr. Patterson to-day. "She was so confident of acquittal."

**No Wonder She Fainted.**  
She thought that the jury would set her free yesterday afternoon, and all her belongings had been packed for her.



THE RECORDER.

moveal from the Tombs. She hoped to catch an evening train for Washington, but at the very hour when she expected to be in her mother's arms at home she was facing the jury in the dimly lighted court-room listening to the statement of the foreman that there could not possibly be an agreement.

"Is it any wonder that she fainted? All through the night she had been in a state of the wildest anxiety. When she was brought into court to face the jury she could hardly walk."

"Of course, knowing that Nan is innocent, I regard the disagreement of the jury as a victory. She will be released on bail and I will take her home. I understand that the District-Attorney has no desire to prosecute her further. She is completely broken down and a long rest will be required to restore her to health."

Mr. Patterson was asked if he thought that the scolding summing up of Assistant District-Attorney Rand had been influential in the result of the deliberations of the jury. He thought a moment before replying:

"Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

Mr. Rand is a young man and ambitious, but the day will come when he will realize the enormity of trying to condemn the life of a woman to his ambition."

# NAN'S MOTHER GETS NEWS IN WASHINGTON.

WASHINGTON, May 4.—The news of the disagreement and discharge of the jury in the Nan Patterson case was communicated to the girl's mother a few minutes after it reached Washington. Mrs. Patterson with three of her children lives in the suburbs, but a relative of the family, who knows the mother's anxiety regarding the fate of her daughter, remained up, and as soon as he received the news over the telephone he hurried to the Patterson home. Mrs. Patterson is almost prostrated from the anxious days she has spent in awaiting the outcome of the trial, and the family say it will be a long time before she recovers from the shock of the trial and the news that she had been sitting at a window of the house, watching people coming up the street in the hope that they brought news of her daughter's acquittal. She shared her daughter's confidence that this would be the result of the trial, and it was this more than anything else which kept her from entirely succumbing to her grief.

# WHIP USED IN FIGHT BETWEEN TWO WOMEN

**Mrs. Hough Lashed Unmercifully by Angry Neighbor, Mrs. Temple.**

Wearing a badly torn gown in which a big rent exposed a long purple welt on her arm Mrs. James Hough, living in the apartment house at No. 249 West One Hundred and Ninth street, to-day told Magistrate Crane in the West Side Court that the injury had been inflicted by a rival woman, who was secured by her neighbor, Mrs. Edward Temple, wife of Edward Temple, former stage manager of "The Girl From Kays" company and now stage manager of the Hippodrome.

The whipping, which took place on Tuesday, was according to the stories told in court to-day, the culmination of a long series of backings and quarrels between the two women, who though living in adjoining apartments have never been friendly.

The condition of the dress used as Exhibit A in court indicated that the pent-up bitterness of years was compressed into the slashing strokes of the rawhide that cut like a knife through the woman's clothes and bruised her flesh.

James Hough, who appeared with his wife, said that were it not for his wife's modesty much more wicked looking welts could be put in evidence than the purple streak that peeped through the rent in the dress.

The trouble Tuesday grew out of the fight of two tenants to use a clothesline with terminals on the fire-escape of both apartments. Both women laid a right to its use according to their leases, but Mrs. Temple succeeded in getting possession of it on Wednesday.

When Mrs. Hough emerged from her apartment ready to use the line and saw it already filled with Temple's clothes her indignation was so loud that the neighbors were enabled to get possession of the line from the backdoors of the neighborhood.

Following her word attack, Mrs. Temple, already filled with rage, secured a carving-knife and prepared to cut the clothesline so that the Temple family would be dropped into the yard below.

Seeing this maneuver, Mrs. Temple said she would fight, and secured a knife with which she slashed Mrs. Hough in the back of the neck. From in flight into her own kitchen. Hough, who also had her neighbor's entrance reinforced by Mr. Hough, but that both had to take to their heels before the police arrived. The police searched their fish with vigorous bows.

Magistrate Crane read a lecture to both of the women on the beauties of neighborly love and the opposite woods of fighting and fined Mrs. Temple \$5.

Mrs. Temple was fined \$5. The trouble Tuesday grew out of the fight of two tenants to use a clothesline with terminals on the fire-escape of both apartments. Both women laid a right to its use according to their leases, but Mrs. Temple succeeded in getting possession of it on Wednesday.

When Mrs. Hough emerged from her apartment ready to use the line and saw it already filled with Temple's clothes her indignation was so loud that the neighbors were enabled to get possession of the line from the backdoors of the neighborhood.

Following her word attack, Mrs. Temple, already filled with rage, secured a knife with which she slashed Mrs. Hough in the back of the neck. From in flight into her own kitchen. Hough, who also had her neighbor's entrance reinforced by Mr. Hough, but that both had to take to their heels before the police arrived. The police searched their fish with vigorous bows.

Magistrate Crane read a lecture to both of the women on the beauties of neighborly love and the opposite woods of fighting and fined Mrs. Temple \$5.

Mrs. Temple was fined \$5. The trouble Tuesday grew out of the fight of two tenants to use a clothesline with terminals on the fire-escape of both apartments. Both women laid a right to its use according to their leases, but Mrs. Temple succeeded in getting possession of it on Wednesday.

When Mrs. Hough emerged from her apartment ready to use the line and saw it already filled with Temple's clothes her indignation was so loud that the neighbors were enabled to get possession of the line from the backdoors of the neighborhood.

Following her word attack, Mrs. Temple, already filled with rage, secured a knife with which she slashed Mrs. Hough in the back of the neck. From in flight into her own kitchen. Hough, who also had her neighbor's entrance reinforced by Mr. Hough, but that both had to take to their heels before the police arrived. The police searched their fish with vigorous bows.

Magistrate Crane read a lecture to both of the women on the beauties of neighborly love and the opposite woods of fighting and fined Mrs. Temple \$5.

Mrs. Temple was fined \$5. The trouble Tuesday grew out of the fight of two tenants to use a clothesline with terminals on the fire-escape of both apartments. Both women laid a right to its use according to their leases, but Mrs. Temple succeeded in getting possession of it on Wednesday.

When Mrs. Hough emerged from her apartment ready to use the line and saw it already filled with Temple's clothes her indignation was so loud that the neighbors were enabled to get possession of the line from the backdoors of the neighborhood.

Following her word attack, Mrs. Temple, already filled with rage, secured a knife with which she slashed Mrs. Hough in the back of the neck. From in flight into her own kitchen. Hough, who also had her neighbor's entrance reinforced by Mr. Hough, but that both had to take to their heels before the police arrived. The police searched their fish with vigorous bows.

Magistrate Crane read a lecture to both of the women on the beauties of neighborly love and the opposite woods of fighting and fined Mrs. Temple \$5.

Mrs. Temple was fined \$5. The trouble Tuesday grew out of the fight of two tenants to use a clothesline with terminals on the fire-escape of both apartments. Both women laid a right to its use according to their leases, but Mrs. Temple succeeded in getting possession of it on Wednesday.

When Mrs. Hough emerged from her apartment ready to use the line and saw it already filled with Temple's clothes her indignation was so loud that the neighbors were enabled to get possession of the line from the backdoors of the neighborhood.

Following her word attack, Mrs. Temple, already filled with rage, secured a knife with which she slashed Mrs. Hough in the back of the neck. From in flight into her own kitchen. Hough, who also had her neighbor's entrance reinforced by Mr. Hough, but that both had to take to their heels before the police arrived. The police searched their fish with vigorous bows.

Magistrate Crane read a lecture to both of the women on the beauties of neighborly love and the opposite woods of fighting and fined Mrs. Temple \$5.

Mrs. Temple was fined \$5. The trouble Tuesday grew out of the fight of two tenants to use a clothesline with terminals on the fire-escape of both apartments. Both women laid a right to its use according to their leases, but Mrs. Temple succeeded in getting possession of it on Wednesday.

# Arnold, Constable & Co.

FRIDAY, MAY 5th  
30,000 Yards Silk

Consisting of  
TAFFETA SILKS, in fashionable shades.  
Formerly 75c and 85c.....55c yard  
GLACE TAFFETAS, most desirable shades.  
Formerly 75c and 85c.....55c yard  
FOULARD SILKS, Chiffon finish, latest printings and colors  
Formerly 85c.....55c yard  
SATIN FOULARDS, white grounds with black dots and figures.  
Formerly 1.25.....75c yard  
BLACK GRENADES, figured and striped, 46 inches wide.  
Regularly \$2.50 and \$3.00.....1.50 yard  
WASH SILKS, Variety of striped effects.  
Regularly \$1.00.....50c yard

Broadway & 19th Street

Tailor Shops: 110 Fifth Avenue  
**Atterbury System Clothes**

are ready-for-service garments deftly made by artisans. You're neither a clotheshorse nor a tailor's dummy when you're in them; but you've run the custom tailor to a standstill. \$20 to \$45 in five-dollar step-ups  
"Ask the Man Who Wears Them"

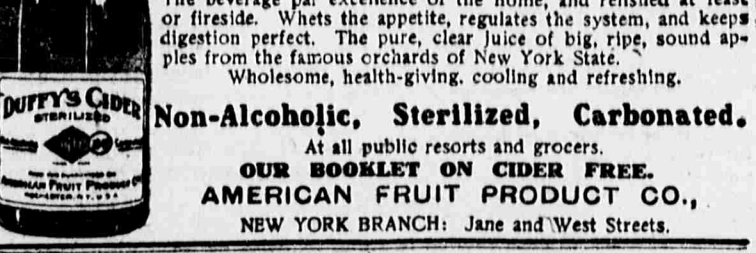
Fashionable Quaker Grey Suits at \$25. We know tailors who would want about \$50

Sole Agent  
**LAMBERT** Salesrooms  
39 & 41  
CORTLANDT STREET New York City Also at New Haven, Connecticut

# Duff's 1842 CIDER

The beverage par excellence of the home, and relished at least as fireless. Whets the appetite, regulates the system, and keeps digestion perfect. The pure, clear juice of big, ripe, sound apples from the famous orchards of New York State. Wholesome, health-giving, cooling and refreshing.

Non-Alcoholic, Sterilized, Carbonated.  
At all public resorts and grocers.  
OUR BOOKLET ON CIDER FREE.  
AMERICAN FRUIT PRODUCT CO.,  
NEW YORK BRANCH: Jane and West Streets.



# TRIAL FREE.

EVERY sufferer applying to Dr. Gardner during this month will receive a thorough examination, diagnosis and trial treatment entirely FREE.

DR. GARDNER'S OFFICE 485 5TH AV. DEAFNESS. No matter from what cause or how long standing. Disorders such as Catarrh, White Discharge, Watery and Inflamed Eyes, Stomach and Bowel Troubles, etc., are cured. If you are tired of taking medicine and using surgery, try the New Method. Write for FREE and complete information.

WRITE TO DR. GARDNER. If you cannot call write to Dr. Gardner and receive FREE. DR. GARDNER'S OFFICE 485 5TH AV. N. Y. CITY. Hours: 9 A. M. to 8 P. M. Sundays 10 A. M. to 2 P. M.

IF ANYBODY THINKS THAT there's any joke about getting together all the blocks to which the crack hatters give their names and then adding a number as good or better—

We'd very much like to show him the wide range of Derbies and soft hats ready for our Spring business. Derbies, \$3, \$4 and \$6. Soft hats, \$3.50 to \$8.

Three Broadway Stores.  
258 842 1260  
Warren st. 13th st. 32nd st.

**Derry Esders**  
53, 55, 57 and 59 West 14th St.  
Write or ask for our illustrated catalogue.

# "The Eagle Will be Here To-Morrow."

Get the Habit. Go to Brill Brothers.

15c. cotton collars must go. They belong on the 10c. counter. Most 15c. collars are cotton. You're protected by the word "LINEN" on TRIANGLE Collars. Cost same price as cotton ones. Demand Triangle "LINEN" Collars at your haberdasher. Write for "Information about collars."

4-PLY 15c. Each—Two for 25c. 4 sizes VAN ZANDT, JACOBS & CO. TROT, N. Y.

**LAUNDRY WANTS—FEMALE.**  
Wanted—Wanted. First-class shirt ironer for Dakota Steam Laundry. 1st av. and 15th st.

**SUNDAY WORLD WANTS WORK**  
MONDAY MORNING WONDERS

**G. GORDON MARTIN**  
M. D., D. D. S. (Inc.)  
Suits 702, 320 5th Ave. cor. 23d St. New York

# The Lime-Light of Home.

22,896 World Wants  
Last Week.

500 Times Roma. A. V. 100 Positions for Men. 800 Barding House.

744 Business Bar. 2400 Coleridge & School. 1000 Times of Service.

1028 More 'Rays' than Last Year.

# BANKERS ERASE BIGELOW'S NAME.

Take Him from List of Ex-Presidents and Cut His Picture from a Group Photograph.

The executive council of the American Bankers' Association at a meeting to-day ordered that the name of F. G. Bigelow, the former President of the First National Bank of Milwaukee, who was once President of the Association, be erased from the list of ex-presidents. It also was voted to order that Bigelow's photograph be removed from the group of former presidents which is used on the association literature.

# IF YOU WANT TO MAKE MONEY

Or Secure an Ideal Place to Live SEND POSTAL FOR CIRCULAR AND VIEWS OF East Elmhurst

ON PICTUREQUE PLUMBING RAY. THE MOST ATTRACTIVE TOWN. RITE IN NEW YORK CITY. Center of the East. Banks Land & Mortgage Corp. 207 Manhattan Ave. Brooklyn.

# NIAGARA GRAB HITS

Lobby Can Count on Only Three Committee Votes, and a Tie-Up Seems Assured.

(Special to The Evening World.) ALBANY, May 4.—The omnibus Niagara Power Grab, which passed the Senate yesterday, was sent to the Assembly to-day, and an effort will be made to-night to force it out of the Committee on Rules, which is composed of four Republicans, Speaker Nixon, Moore, Bedell and Rogers and two Democrats, Palmer and McKown. Three votes are all the promoters of the grab can muster in rules. This means that the bill will be tied up.

# GRAFT TALK IN THE ASSEMBLY.

Tammany Men Charge that Pennsylvania Railroad Owns Legislation—Elsberg Bills Passed.

(Special to The Evening World.) ALBANY, May 4.—The Assembly re-passed to-day over the Mayor's veto the Elsberg Board of Aldermen bills. The bills now go to the Governor for his signature.

Tammany members charged that the Pennsylvania Railroad, which owns the Elsberg bills, was the author of the legislation.

ALBANY, May 4.—The omnibus Niagara Power Grab, which passed the Senate yesterday, was sent to the Assembly to-day, and an effort will be made to-night to force it out of the Committee on Rules, which is composed of four Republicans, Speaker Nixon, Moore, Bedell and Rogers and two Democrats, Palmer and McKown. Three votes are all the promoters of the grab can muster in rules. This means that the bill will be tied up.

ALBANY, May 4.—The omnibus Niagara Power Grab, which passed the Senate yesterday, was sent to the Assembly to-day, and an effort will be made to-night to force it out of the Committee on Rules, which is composed of four Republicans, Speaker Nixon, Moore, Bedell and Rogers and two Democrats, Palmer and McKown. Three votes are all the promoters of the grab can muster in rules. This means that the bill will be tied up.